

Community Renewable Energy Board Meeting Agenda

Public Notice is hereby given that the Community Renewable Energy Agency Board will assemble in a public meeting on October 4, 2021, at the Millcreek City Hall located at 3330 South 1300 East Millcreek UT, commencing at 1:00 p.m. The Board will convene in an electronic meeting. Board members may participate from remote locations. Board members will be connected to the electronic meeting by GoToMeeting, Zoom or telephonic communications. The anchor location will be Millcreek City Hall. Members of the public who are not physically present at the anchor location may attend the meeting remotely by electronic means at <https://global.gotomeeting.com/join/381408357>.

REGULAR MEETING of the Board:

1. Welcome, Introduction and Preliminary Matters

- 1.1 Purpose and overview of meeting
- 1.2 Identification and update on community participation in Community Renewable Energy Agency (welcoming new members if any) and review list of remaining eligible communities

2. Business Matters

- 2.1 Approval of September 7, 2021 Meeting Minutes
- 2.2 Treasurer Report (Year-to-Date contributions and expenses)
- 2.3 Reports from committees (Program Design, Low-Income Plan, Communications)
- 2.4 Discussion and consideration of Resolution 21-16 Requesting that Millcreek Invoice Any Additional Participating Community for its Phase 1 Initial Payment
- 2.5 Discussion and consideration of Resolution 21-17 Changing the Phase 1 Anchor Payment Date from October 31, 2021 to November 30, 2021
- 2.6 Discussion and consideration of special Board meeting on October 18, 2021 commencing at 1pm at Millcreek City Hall to consider procurement of professional service
- 2.7 Discuss amending the final date for eligible communities to join from January 2022 to a future date, and updating website timeline for signing Utility Agreement and submitting Program Application from January 2022 to a future date

3. Adjournment

In accordance with the Americans with Disabilities Act, the Board will make reasonable accommodation for participation in the meeting. Individuals may request assistance by contacting Kurt Hansen, 801-214-2751, at least 48 hours in advance of the meeting.

THE UNDERSIGNED HEREBY CERTIFIES THAT A COPY OF THE FOREGOING NOTICE WAS
EMAILED OR POSTED TO:

Millcreek City Hall

Utah Public Notice Website
<http://pmn.utah.gov>

DATE: 9/29/21

Emily Quinton

Alex Wendt

Note agenda items may be moved in order, sequence, and time to meet the needs of the Board.

This meeting will be live streamed via <https://millcreek.us/373/Meeting-Live-Stream>.

Community Renewable Energy Board

Meeting Minutes

The Community Renewable Energy Board, met in a regular public meeting on Tuesday, September 7, 2021, at Millcreek City Hall, located at 3330 S. 1300 E., Millcreek, UT 84106. The Board will convene in an electronic meeting. Board members may participate from remote locations. Board members will be connected to the electronic meeting by GoToMeeting, Zoom, or telephonic communications. The anchor location will be Millcreek City Hall.

PRESENT:

Board Members

In person

Dan Dugan, Chair
Glenn Wright
Emily Quinton
Christopher Thomas

Electronic

Samantha DeSeelhorst
Luke Cartin
Sherri Jackson
Pamela Gibson
Kelly Bush
Chris Cawley
Suzanne Elger
Randy Aton
Mila Dunbar-Irwin
Kalen Jones
Holly Smith
Janene Eller-Smith
Sarah Stock
Mara Brown
Angela Choberka
Cheri Jackson

Staff

John Brems, Millcreek City Attorney
Alexander Wendt, Millcreek Deputy City Recorder
Kurt Hansen, Millcreek Facilities Director

Attendees: Michael Shea, Ross Watkins, Monica O'Malley
Minutes by Alexander Wendt.

REGULAR MEETING – 9:00 a.m.

TIME COMMENCED: 9:00 a.m.

1. Welcome, Introduction, and Preliminary Matters

1.1 Purpose and Overview of Meeting

Chair Dugan called the meeting to order.

Identification and Update on Community Participation in Community Renewable Energy Agency, including welcoming new members and review list of remaining eligible communities.

Samantha DeSeelhorst – Alternate Member – Voting Today
Dan Dugan – Voting Member
Glenn Wright – Voting Member
Christopher Thomas – Alternate Member - Not voting today
Luke Cartin – Alternate Member – Not voting today
Sherri Jackson – Alternate Member – Not voting today
Pamela Gibson – Voting Member
Kelly Bush – Voting Member
Chris Cawley Voting Member
Suzanne Elger – Alternate Member – Not Voting Today
Randy Aton – Voting Member
Mila Dunbar-Irwin – Alternate Member – Not Voting Today
Kalen Jones -Voting Member
Holly Smith – Alternate Member – Voting today
Janene Eller-Smith – Alternate Member – Not Voting Today
Sarah Stock – Voting Member
Emily Quinton – Alternate Member – Not Voting Today
Mara Brown – Alternate Member – Not Voting Today
Angela Choberka – Voting Member
Cheri Jackson – Alternate Member – Voting Member

Chair Dugan reviewed the anchor communities, they include Castle Valley, Grand County, Moab, Millcreek, Park City, Salt Lake City, and Summit County. Communities that have elected to participate as non-anchor communities are, Cottonwood Heights, Francis, Holladay, Alta, Springdale, Kearns Metro Township, and Ogden. Communities eligible to join are Bluffdale, Coalville, Emigration Canyon Township, Kamas, Oakley, Orem, West Jordan, West Valley City, and Salt Lake County. Communities have until the end of the calendar year to join. Chair Dugan asked for members of the board to encourage other communities to join.

2. Business Matters

2.1 Approval of August 3, 2021, Meeting Minutes

Board Member Wright made a motion to approve the August 3, 2021, Meeting Minutes. Board Member Aton seconded. Chair Dugan asked for the vote. All Board Members voted yes. The motion passed unanimously.

2.2 Reports from Committees (Program Design, Low-Income Plan, Communications)

Christopher Thomas, Salt Lake City staff and Alternate Board Member, gave a report from the Program Design Committee. The first committee meeting was held on August 23rd. They created a regular meeting schedule on Mondays when the Board is not meeting. The second item addressed was how to hire the outside energy attorney. The Program Design Committee asked for help from Millcreek Attorney John Brems, for assistance in finding an attorney. The Program Design Committee will meet next week Monday. Board Member Jones said at the last Board meeting the Board asked about non-board members attending committee meetings and asked again if any clarity had been given on this issue. Mr. Thomas said once the Committee has a quorum then it must be publicly noticed. There will be elements of the

negotiation with Rocky Mountain power that would not be well served by being in some public proceedings. Right now, the Program Design Committee is not big enough to have a quorum. The Program Design Committee will bring recommendations to the Board after their meeting. Any decisions will be made by the Community Renewable Energy Board after a recommendation is made by the Program Design Committee. Board Member Wright said they do not want to cause quorum issues. Mr. Thomas said there can be smaller group meetings in the meantime to brief Board Members. Chair Dugan said again that discussion items will be added to the agenda for any votes. Board Member Jones asked if an alternate counts towards creating a quorum on the Committee. Mr. Thomas said that the Millcreek and Salt Lake City attorneys can give an opinion on this question later. But Mr. Thomas said in his opinion that Alternate Board Members are vested with power of the primary Board Member then an alternate attending would count toward a quorum.

2.3 Discussion and Consideration of Resolution 21-11 Appointments to Communications Committee

Chair Dugan turned time over to Secretary Quinton to discuss appointments to the Communication Committee. Board Members were asked to contact Secretary Quinton. Moab, Cottonwood Heights, and Salt Lake City were interested in attending the Communications Committee meetings. Board Member Cawley said he was interested in serving on this committee.

Board Member Wright made a motion to appoint Moab, Cottonwood Heights, Alta, and Salt Lake City to the Communications Committee. Board Member Aton seconded. Chair Dugan asked for the vote. All Board Members voted yes. The motion passed unanimously.

2.4 Discussion and Consideration of Resolution 21-12 Appointments to Low-Income Plan Committee

Secretary Quinton has heard from eight communities: Moab, Kearns, Cottonwood Heights, Castle Valley, Ogden, Summit County, Salt Lake City, and Park City. Board Member Jones withdrew Moab from the Low-Income Plan Committee. Mr. Thomas said unlike the Program Design committee it would be easier to have a quorum at the Low-Income Plan Committee. If there were quorum of members these committee meetings would need to be publicly noticed.

Board Member DeSeelhorst made a motion approve Resolution 21-12 Appointments to the Low-Income Plan Committee and to appoint, Kearns, Cottonwood Heights, Castle Valley, Ogden, Summit County, Park City, Salt Lake City. Board Member Wright seconded. Chair Dugan asked for the vote. All Board Members voted yes. The motion passed unanimously.

2.5 Discussion and Consideration of Resolution 21-14 Replacing Schedule 2, List of Anchor Communities

Mr. Thomas said there was an initial list of eight communities that might have become the anchor communities. The purpose of the anchor communities ensured there were enough communities to allow the program to go forward if no other joined. This helps smaller communities participate. There are currently seven communities, and this looks like it will be the final number. It is proposed to replace the list that showed eight communities and change it to seven. One of the communities will likely be voting on the matter to join or not

and Salt Lake County wanted to see an updated schedule that showed them as a non-anchor. The seven communities have budgeted their contributions to move the program forward. Many other communities have joined the agreement. Now the anchor communities payment will probably be lower than the maximum amount. Board Member DeSeelhorst asked when Salt Lake County was planning on voting on participation. Mr. Shea, Salt Lake County staff said that they are planning on voting on joining the Community Renewable Energy Board next week. Chair Dugan said that the Board will know before the next meeting. Mr. Thomas said that communities have until January 31st, 2022, to decide to join the Community Renewable Energy Board.

Board Member Wright made a motion to approve item 2.5, Resolution 21-14 Replacing Schedule 2, List of Anchor Communities. Board Member Aton seconded. Chair Dugan asked for the vote. All Board Members voted yes. The motion passed unanimously.

2.6 Discussion and Consideration of Resolution 21-15 requesting that Millcreek Invoice Participating Communities for Phase 1 Initial Payments

Mr. Brems, Millcreek City Attorney said this is to facilitate the payments, this resolution is for the Board to formally ask Millcreek to send out the invoices.

Board Member Wright made a motion to approve Resolution 21-15 Requesting that Millcreek Invoice Participating Communities for Phase 1 Initial Payments. Board Member Choberka seconded. Chair Dugan asked for the vote. All Board Members voted yes. The motion passed unanimously.

2.7 Discussion and Consideration of Meeting Dates and Times and Adoption of Resolution 21-13 Revising Regular Meeting Schedule

Secretary Quinton said that at the last meeting there was a desire to change the meeting dates. The first Monday of the month at 1 p.m. is the time that allows most voting board members to attend the meetings. Millcreek would remain the anchor location and other participation would be electronically. Chair Dugan asked if there was holiday when the board meet would. Secretary Quinton said the second Monday of the month. Board Member Choberka thanked the Board Members for changing the meeting time.

Board Member Wright made a motion to approve Resolution 21-13 Revising Regular Meeting Schedule. Board Member Cawley seconded. Chair Dugan asked for the vote. All Board Members voted yes. The motion passed unanimously.

2.8 Discussion of Other Matters for Subsequent Consideration

Board Member Stock asked a question about schedule 2. Will the local governments need to approve this? Chair Dugan said no, local governments approved the maximum amount. Mr. Thomas said he is happy to meet with anyone about any questions they might have regarding schedule 2 adjustments. Mr. Thomas thanked Millcreek for their continuing support of the Board. Chair Dugan thanked Secretary Quinton for her work.

2.9 Next meeting Scheduled for October 4, 2021, at 9:00 a.m. at Millcreek City Hall.

3. Adjournment

ADJOURNED: Board Member Wright moved to adjourn the meeting at 9:40 a.m. Board Member Aton seconded. Chair Dugan called for the vote. All Board Members voted yes. The motion passed unanimously.

APPROVED: _____ **Date**
Dan Dugan, Chair

ATTEST:

Emily Quinton, Secretary

DRAFT

Community Renewable Energy Board

Treasurer's Report for 10/4/21 Meeting

Billing report:

Community Renewable Energy

Billing Report

For Date Range: 09/01/2021 - 09/30/2021

CRE - CRE MEMBERSHIP

Date Billed	Name	Account Name	Amount
9/15/2021	GRAND COUNTY	Membership Fee - Phase I Initial Payment	2,109.37
9/15/2021	SUMMIT COUNTY	Membership Fee - Phase I Initial Payment	10,759.97
9/15/2021	TOWN OF ALTA	Membership Fee - Phase I Initial Payment	218.93
9/15/2021	TOWN OF CASTLE VALLEY	Membership Fee - Phase I Initial Payment	106.74
9/15/2021	COTTONWOOD HEIGHTS	Membership Fee - Phase I Initial Payment	10,942.10
9/15/2021	FRANCIS CITY	Membership Fee - Phase I Initial Payment	421.54
9/15/2021	CITY OF HOLLADAY	Membership Fee - Phase I Initial Payment	9,387.72
9/15/2021	KEARNS	Membership Fee - Phase I Initial Payment	9,606.01
9/15/2021	MOAB CITY	Membership Fee - Phase I Initial Payment	2,237.95
9/15/2021	MILLCREEK	Membership Fee - Phase I Initial Payment	18,421.40
9/15/2021	OGDEN CITY	Membership Fee - Phase I Initial Payment	35,737.26
9/15/2021	PARK CITY	Membership Fee - Phase I Initial Payment	6,742.38
9/15/2021	SALT LAKE CITY	Membership Fee - Phase I Initial Payment	101,050.33
9/15/2021	SPRINGDALE CITY	Membership Fee - Phase I Initial Payment	481.26

Total Received \$ 208,222.96

Revenue report:

Community Renewable Energy

Revenue Receipt Report

For Date Range: 09/01/2021 - 09/30/2021

CRE - CRE MEMBERSHIP

Post Date	Receipt Name	Account Number	Account Name	Amount
9/24/2021	TOWN OF ALTA	701-3450-0000	Membership Fee - Phase I Initial Payment	218.93
9/24/2021	KEARNS -GREATER SALT LAKE MUNICIPAL SERVICES	701-3450-0000	Membership Fee - Phase I Initial Payment	9,606.01
9/27/2021	CITY OF HOLLADAY	701-3450-0000	Membership Fee - Phase I Initial Payment	9,387.72
9/27/2021	SUMMIT COUNTY	701-3450-0000	Membership Fee - Phase I Initial Payment	10,759.97
9/29/2021	COTTONWOOD HEIGHTS	701-3450-0000	Membership Fee - Phase I Initial Payment	10,942.10
9/30/2021	MILLCREEK	701-3450-0000	Membership Fee - Phase I Initial Payment	18,421.40

Total Received \$ 59,336.13

Community Renewable Energy Agency

In care of Millcreek

3330 South 1300 East
Millcreek, UT 84106

Request for Proposals/Qualifications

Attorney Specializing in Energy and Utility Matters

October 5, 2021, at 5:00 p.m. local time

1. **Introduction.** Millcreek (the “City”) is requesting proposals (“*Proposals*” or “*Responses*”) for and on behalf of the Community Renewable Energy Agency (“Agency”) for an attorney specializing in energy and utility matters. The Agency was created pursuant to Utah Code Ann. § 54-17-901 et seq. and is known as the “Community Renewable Energy Act” (“Act”). The Act authorizes a community renewable energy program (“Program”) to propose in an application (“Application”) to be filed by Rocky Mountain Power, an unincorporated division of PacifiCorp, an Oregon Corporation (referred to herein as “RMP”) for approval by the Utah Public Service Commission (“Commission”). Upon Commission approval of the Program, RMP will be authorized to provide electric service from one or more “renewable energy resources” as defined by the Act to end-use customers within the participating communities who participate in the program (“Participating Customers”). Participating communities as of the date hereof includes Grand County, Summit County, Town of Alta, Town of Castle Valley, Cottonwood Heights, Francis City, City of Holladay, Kearns, Moab City, Millcreek, Ogden City, Park City, Salt Lake City, and Town of Springdale (collectively the “Parties”). Each of the Parties have adopted a resolution that establishes a goal of a net 100% renewable energy supply for that community by 2030. The Act contemplates as supplemented by Rules promulgated by the Commission that the Parties adopt a governance agreement (which created the Agency) and enter into an agreement with RMP which must provide, among other things, for (i) the payment by the Parties of the costs associated with third-party expertise contracted by the Utah Division of Public Utilities and the Utah Office of Consumer Services to assist with activities associated with the initial approval of the Program, (ii) payment by the Parties of the costs of providing certain notices required by the Act, (iii) determination of the obligations for payment of any termination charges associated with the Program that are not paid by Participating Customers and not included in Commission-approved utility rates for the Program to be paid by Participating Customers (“Program Rates”), (iv) identification of any proposed replacement assets, and (v) proposed plans addressing low-income programs and assistance

1.1. Intent. It is the intent of this Request for Proposals (this “*Request*”) to set forth the minimum acceptable requirements for Responses to this request.

2. **Detailed Description of Services.** The Agency is seeking legal representation for the Agency with respect to the Program. As an accommodation the City for and on behalf of the Agency is soliciting Proposal from an attorney(s) specializing in energy and utility matters to provide the services as more fully described in the attached exhibit “A” (collectively the “Services”). It is anticipated that the successful Proposer will work with the Program Design Committee which was created by the Agency to among other things to work on program design matters with RMP and submit reports and recommendations to the Board for such matters as a utility agreement, rate design, projected program rates, the process for periodic rate adjustments,

the proposed solicitation process, projected program rates, and the program application to be filed with the Commission.

3. Proposal Requirements. Two (2) written copies and an electronic copy in PDF (Portable Document Format) of the Proposal are required to be submitted to John Brems as listed below, no later than 5:00 p.m. local time on October 5, 2021. Any response, modification, or amendment received after the due date and time is considered late. No late response, modification, or amendment will be accepted. No electronic Responses will be accepted. Proposals must include the following elements and be signed by an authorized representative of the Proposer:

3.1. **Introductory Letter.** An introductory letter expressing an interest in providing the Services should be included. The introductory letter should be addressed to:

John Brems
Millcreek City Hall
3330 South 1300 East
Millcreek, UT 84106

Include an e-mail address for the primary contact of the Consultant.

3.2. **Qualifications.** In no more than three pages, describe, in detail, the Proposer experience in providing the Services and as described in the attached exhibit "A".

3.3. **Cost.** Provide a detailed fee/rate schedule to complete the Project that includes any and all costs the Proposer may incur, including any costs for transportation, lodging, communication, printing, etc.

3.4. **References.** Include the name, address, and contact person of at least three clients with which the Proposer has provided legal representation for administrative or energy type services. The Program Design Committee or City may contact such references.

4. Identification of Anticipated Potential Problems. Proposals should identify and describe any potential problems with respect to providing the Services.

5. Evaluation Criteria and Scoring Process. All Proposals received will be reviewed, scored, and tallied by the Program Design Committee as they shall determine. Each evaluation criterion has been given a percentage based on its relative value. The criteria and each associated percentage are as follows:

- Qualifications (50%)
- Cost (30%)
- References (20%)

6. **Selection.** Discussions may be conducted with Proposers determined by the Program Design Committee to be reasonably likely of being selected for the award. In addition, one or more Proposers may be invited to interview, provided; however, Proposals may be accepted without discussion or interview. The Program Design Committee will make its recommendation to the Agency and the Agency will make the award.

7. **General Information.** City for and on behalf of the Agency reserves the right to reject any and all Responses. The City for and on behalf of the Agency reserves the right to amend, modify or waive any requirement set forth in this Request. Response to this Request is at the Proposer's sole risk and expense. All Proposers must comply with applicable federal, state, and local laws and regulations. Except for written responses provided by the contact person described below, the Agency has not authorized anyone to make any representations regarding the subject matter of this Request. All requests for clarification or additional information regarding this Request must be submitted in writing to the contact person described below no later than September 30, 2021, at 5:00 p.m. The contact person will endeavor to respond to such request for clarification or additional information and if the contact person deems, in his/her sole and absolute discretion, that such response is of general applicability, his/her response, if any, will be posted on the City's website for and on behalf of the Agency at Millcreek.us (which constitutes a written response). Entities responding to this Request are encouraged to review such website frequently. The Agency intends to select one or more of the responding Proposers, but there is no guarantee that any responding Proposer will be selected. Responses will be placed in the public domain and become public records subject to examination and review by any interested parties in accordance with the Government Record Access Management Act (Utah Code Ann. § 63G-2-101, *et seq.*). All materials submitted in response to this Request will become the property of the Agency and will be managed by the Agency in accordance with the Government Record Access Management Act.

8. **Terms of Contract.** The successful Proposer will be required to enter into a contract with the Agency to provide the Services. If the selected Proposer and the City Attorney for and on behalf of the Agency are unable to negotiate an acceptable agreement, then another Proposer(s) will be selected by the Agency Board and negotiation will continue with such other Proposer(s) until an acceptable agreement is completed.

9. **Contact Person.** For more information on the Proposal, contact John Brems john@bremslaw.com 3330 South 1300 East, Millcreek, UT 84106 or for American with Disabilities Act (ADA) accommodation, contact Kurt Hansen, Director of Legislative Policy and Code, khansen@millcreek.us, 3330 South 1300 East, Millcreek, UT 84106.

Exhibit A

Scope of Work

Represent the Agency as requested from time to time by the Agency, including negotiations and regulatory proceedings regarding the development of the Program, subject to program development requirements. Work with the Program Design Committee to develop negotiation strategy and draft language pertaining to the required utility agreement, program application, and related matters. Advise on technical analyses to support negotiation positions. Attend regular Program Design Committee meetings and negotiation meetings with other parties and stakeholders, including but not limited to, RMP, the Utah Office of Consumer Services, and the Utah Division of Public Utilities. Advise the Agency on Program Design Committee recommendations regarding the utility agreement and the program application.

Qualifications

- Established administrative law practice in the State of Utah, preference for energy-focused law practice in the State of Utah, with regular representation in dockets before administrative agencies, with preference for representation before the Utah Public Service Commission and at least 5 years of related experience
- Prior experience working with technical or environmental consultants, with a preference for experience working with energy analytical consultants
- One year minimum engagement sought, with preference for a multi-year engagement

THE COMMUNITY RENEWABLE ENERGY BOARD
RESOLUTION NO. 21-16

**A RESOLUTION OF THE BOARD REQUESTING THAT MILLCREEK INVOICE ANY
ADDITIONAL PARTICIPATING COMMUNITY FOR ITS PHASE 1 INITIAL PAYMENT**

WHEREAS, the Community Renewable Energy Board (“Board”) met in a regular meeting on October 4, 2021, to consider, among other things, a resolution of the Board requesting that Millcreek invoice a participating community who joined after September 7, 2021 “Participating Community” (as defined in the Agreement that is defined below);

WHEREAS, that pursuant to the Interlocal Cooperation Act and adoption of an Interlocal Cooperative Agreement (“Agreement”) an additional entity listed below joined the Community Renewable Energy Agency (“Agency”) by signing the Agreement after September 7, 2021;

WHEREAS, the Agreement provides in part that the Participating Community make its Phase 1 Initial Payment in an amount set forth below;

WHEREAS, on August 3, 2021 the Board elected/appointed Millcreek as the Agency Treasurer;

WHEREAS, paragraph 7(b)(i) of the Agreement states that the Board may determine the date of the Phase 1 Initial Payment;

WHEREAS, the Board finds it necessary to authorize Millcreek to invoice the Participating Community in an amount set forth below;

WHEREAS, the Board desires to authorize Millcreek to invoice any new Participating Community.

NOW, THEREFORE, BE IT RESOLVED by the Board as follows:

- 1 That Millcreek invoice the Participating Community for its Phase 1 Initial Payment in the following amount:

Signing Community after September 7, 2021	Phase 1 Initial Payment
Salt Lake County	11,570.26

2. That each payment indicates the name of the paying entity and a reference to the invoice and the Agency.

3. That the Phase 1 Initial Payment for Salt Lake County be due by October 31, 2021.

4. That Millcreek be authorized and directed to invoice any new Participating Community for its Phase 1 Payment in an amount set forth in the Agreement.

This Resolution assigned No. 21-16, shall take effect immediately.

PASSED AND APPROVED by the Board this 4th day of October 2021.

**COMMUNITY RENEWABLE ENERGY
BOARD**

Dan Dugan, Chair

ATTEST:

Emily Quinton, Secretary

THE COMMUNITY RENEWABLE ENERGY BOARD
RESOLUTION NO. 21-17

**A RESOLUTION OF THE BOARD CHANGING THE PHASE 1 ANCHOR PAYMENT DATE
FROM OCTOBER 31, 2021 TO NOVEMBER 30, 2021**

WHEREAS, the Community Renewable Energy Board ("Board") met in a special meeting on October 4, 2021, to consider, among other things, changing the Phase 1 Anchor Payment date for communities that are municipalities from October 31, 2021, to November 30, 2021; and

WHEREAS, paragraph 7(b)(ii) of the Interlocal Cooperative Agreement that created the Community Renewable Energy Board (the "Agreement") provides in part that "[e]ach Phase 1 Anchor Community shall also make one or more Phase 1 Anchor Payments to the Treasurer on or before October 31, 2021 for Anchor Communities that are municipalities and January 31, 2022 for Anchor Communities that are counties, or such other date in either case as may be determined by the Board..."; and

WHEREAS, the Board has determined to change the "payment date" referenced in paragraph 7(b)(ii) of the Agreement from October 31, 2021, to November 30, 2021.

NOW, THEREFORE, BE IT RESOLVED by the Board that the "payment date" as set forth in paragraph 7(b)(ii) of the Agreement be changed from October 31, 2021, to November 30, 2021, and that all other dates affected by such change be appropriately adjusted.

This Resolution assigned No. 21-17, shall take effect immediately.

PASSED AND APPROVED by the Board this 4th day of October 2021.

**COMMUNITY RENEWABLE ENERGY
BOARD**

Dan Dugan, Chair

ATTEST:

Emily Quinton, Secretary